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JUN 27 2006

TECHNOLOGY CENTER 3600

Huey Thomas Crochet
P.O. Box 344
Onalaska, TX 77360

In re application of
Huey Thomas Crochet
Application No. 10/083,771
Filed: February 27, 2002
Title: DYNAMIC SNAG RESISTANT
FISHING WEIGHT

DECISION ON PETITION
TO WITHDRAW FROM ISSUE
UNDER 37 CFR 1.313(a)

This is in response to applicant's petition to withdraw the above-noted application from issue filed January 12, 2006 and subsequent papers filed February 11, 2006 and May 2, 2006.

The petition is **DISMISSED**.

A Notice of Allowability (PTOL-37) and attached Examiner's Amendment setting forth amendments agreed to by applicant were mailed on October 18, 2005. Accompanying the Notice of Allowability was a Notice of Allowance and Fee(s) Due (PTOL-85) that set a non-extendable three-month period within which applicant was required to pay the issue fee indicated on the form. On January 12, 2006, applicant submitted a petition to withdraw the application from issue. Since this petition was submitted prior to payment of the issue fee, the petition falls under paragraph (a) of 37 CFR 1.313 which permits applicant to petition for withdrawal of an application from issue prior to payment of the issue fee provided there are good and sufficient reasons warrant the withdrawal. A petition fee of \$130 is required for processing such a petition (37 CFR 1.17(h)). A review of the file record has revealed that the petition fee was not submitted. Therefore, a decision on the merits of applicant's petition to withdraw cannot be rendered.

As noted above, the Notice of Allowance (PTOL-85) set a non-extendable three-month period from the mailing date of the Notice within which applicant must pay the issue fee to avoid abandonment of the application. This period expired on January 18, 2006. Since no issue fee was submitted within the allotted time period, this application stands **abandoned**, 35 USC §151.

If applicant wishes to reinstate the application to pending status, a petition to revive under 37 CFR 1.137 (a) or (b) will be required. Information on how to file such a petition can be provided by calling the Office of Petitions at (571) 272-3282.

Donald Hajec, Director
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